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10 UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

11 JAMES MARTIN, an individual,
12 Plaintiff,

13 vs.

14 PROG LEASING, LLC, a foreign limited
liability company,
15 Defendants.

Case No. 2:16-cv-02956-JAD-NJK

**STIPULATION AND ORDER TO
ARBITRATE AND DISMISS CASE**

16 Plaintiff James Martin ("Plaintiff") and Defendant Prog Leasing, LLC ("PLL")
17 (together, the "Parties") stipulate and agree as follows:

- 18 1. On December 21, 2016, Plaintiff filed his complaint. (ECF No. 1.)
19 2. The complaint asserts violations of the Telephone Consumer Protection
20 Act and Intrusion Upon Seclusion arising out of alleged telephone calls made to
21 collect on a lease issued by PLL to Plaintiff.
22 3. Plaintiff's claims in this action are subject to a binding arbitration
23 agreement (the "Arbitration Agreement") between Plaintiff and PLL contained in the
24 lease.

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1 4. Accordingly, the Parties agree to dismiss this matter and permit
2 Plaintiff to submit his claims to binding arbitration pursuant to the terms of the
3 Arbitration Agreement.

4 Dated: June 14, 2017.

Dated: June 14, 2017.

5 LAW OFFICE OF KEVIN L. HERNANDEZ

BALLARD SPAHR LLP

6
7 By: /s/ Kevin L. Hernandez
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10 *Attorney for Plaintiff*

11 *Attorneys for Prog Leasing, LLC*

12
13 **ORDER**

14 IT IS SO ORDERED:

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17 UNITED STATES DISTRICT/MAGISTRATE
JUDGE

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19 DATED: _____
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